

AN ACT
RELATING TO THE DEFINITION OF THE TERM "SEX ACT" IN THE
CRIMINAL CODE, LASCIVIOUS ACTS WITH A CHILD, AND PROVIDING
PENALTIES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 702.17, Code 2013, is amended to read as follows:

702.17 Sex act.

The term "*sex act*" or "*sexual activity*" means any sexual contact between two or more persons by: penetration of the penis into the vagina or anus; contact between the mouth and genitalia or by contact between the genitalia of one person and the genitalia or anus of another person; contact between the finger or hand of one person and the genitalia or anus of another person, except in the course of examination or treatment by a person licensed pursuant to chapter 148, 148C, 151, or 152; ejaculation onto the person of another; or by use of artificial sexual organs or substitutes therefor in contact with the genitalia or anus.

Sec. 2. Section 709.8, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 2A. Cause the touching of the person's genitals to any part of the body of a child.

Sec. 3. Section 709.8, unnumbered paragraph 2, Code 2013, is amended to read as follows:

Any person who violates a provision of this section involving an act included in subsection 1 ~~or 2~~ through 2A shall, upon conviction, be guilty of a class "C" felony. Any person who violates a provision of this section involving an

act included in subsection 3 or 4 shall, upon conviction, be guilty of a class "D" felony.

PAM JOCHUM
President of the Senate

KRAIG PAULSEN
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 298, Eighty-fifth General Assembly.

MICHAEL E. MARSHALL
Secretary of the Senate

Approved _____, 2013

TERRY E. BRANSTAD
Governor